

## CHAPTER 265.

## COUNTY OF WAPELLO.

S. F. 503.

AN ACT to legalize certain warrants issued by the board of supervisors of Wapello county, Iowa.

WHEREAS, the county of Wapello, Iowa, by its board of supervisors, did heretofore authorize and incur indebtedness in the sum of fifty thousand dollars (\$50,000), for corporate purposes, as follows: \$27,000 for constructing and repairing bridges, \$5,000 for improving roads and \$18,000 for county home purposes, as permitted by law, and prior to January 1, 1919, did issue warrants of said county in like amount to evidence such indebtedness, in the manner and form required by law; and

WHEREAS, said expenditures were made for proper corporate purposes and the county of Wapello is enjoying the use and benefit thereof and the purposes for which said expenditures were made was and is well worth the sum which said county contracted should be paid therefor, and the indebtedness of said county at the time said warrants were issued did not, and does not at this time, exceed the constitutional limitation; and

WHEREAS, it is not clear under the law, whether that portion of the existing indebtedness of said county, which was created pursuant to a vote of the people, should be considered in ascertaining the statutory limit of indebtedness of said county, wherefore, doubts have arisen concerning the legality of the aforesaid warrants because the expenditures, or a portion thereof, evidenced thereby, were contracted in excess of the statutory limit of indebtedness: Now therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

1     **SECTION 1. County of Wapello — acts of board legalized.** That the  
2 acts of the board of supervisors of the county of Wapello in making  
3 such expenditures for said county and issuing warrants therefor in  
4 the sum of fifty thousand dollars (\$50,000.00) as aforesaid, be and  
5 the same are hereby legalized and validated.

1     **SEC. 2. Warrants and funding bonds legalized.** That the afore-  
2 said warrants of the county of Wapello, Iowa, in the aggregate sum  
3 of fifty thousand dollars (\$50,000.00), be and the same are hereby  
4 legalized and declared to be valid, legal and subsisting obligations of  
5 said county, and the board of supervisors of said county may issue  
6 and sell bonds to fund said warrants, as provided by the laws of the  
7 state of Iowa.

1     **SEC. 3. Pending litigation.** Nothing in this act shall affect pend-  
2 ing litigation.

1     **SEC. 4. Publication clause.** This act, being deemed of immediate  
2 importance, shall take effect and be in force from and after its publi-  
3 cation in the Des Moines Capital, newspaper published in the city of

4 Des Moines, Iowa, and the Ottumwa Daily Courier, newspaper pub-  
5 lished in the city of Ottumwa, Iowa, without expense to the state.

Approved April 18, A. D. 1919.

I hereby certify that the foregoing act was published in the Des Moines Capital April 20, 1919 and in the Ottumwa Daily Courier April 21, 1919.

W. S. ALLEN, *Secretary of State.*

## CHAPTER 266.

### DISPOSITION OF LIQUORS SEIZED, ETC.

S. F. 240.

AN ACT to amend the law as it appears in section twenty-four hundred sixteen (2416) of the code, 1897, relating to the disposition of liquors seized and condemned to forfeiture by the court.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. Liquors seized — disposition of — procedure —  
1 “destruction” construed. That section twenty-four hundred and  
2 sixteen (2416) of the code be and the same is hereby amended by  
3 inserting after the word “decided” in line two thereof the following  
4 “by any other than the district court” and by striking all of said  
5 section beginning with the word “issue” in line three of said section  
6 and ending with the word “thereon” in line seven and by inserting in  
7 lieu thereof the following:  
8 “forthwith file in the office of the clerk of the district court in the  
9 county a certified transcript of such judgment and the officer having  
10 said liquor in custody shall forthwith deliver the same to the sheriff,  
11 taking itemized receipts therefor and shall file one of said receipts  
12 with the clerk of the district court and the other with the court rendering  
13 said judgment. The clerk of the district court shall file the  
14 transcript as soon as received and enter a memorandum thereof and  
15 the date of filing in the judgment docket and from such entry it shall  
16 be treated in all respects and in its enforcement as a judgment in the  
17 district court,” and by adding at the end of said section the following:  
18 “Whenever a transcript has been filed or a judgment has been entered  
19 in the district court decreeing a forfeiture of any intoxicating liquors  
20 the court, or a judge thereof in vacation, may direct the disposition  
21 of such liquor and the vessels containing the same by ordering the  
22 destruction thereof, or by ordering any portion thereof consisting of  
23 alcohol, brandies, wine or whiskey delivered for medicinal or scientific  
24 purposes to any state or reputable hospital in the county or adjoining  
25 counties, and shall order any balance remaining, and the vessels  
26 containing the same, turned over to the state board of control to be  
27 dispensed to any state institution or reputable hospital in the state of  
28 Iowa to be used for medicinal or scientific purposes. The state board  
29 of control shall issue to the court under whose order the said liquor  
30 was delivered to it a receipt stating the kind and quantity of liquor  
31 delivered to it and shall keep a strict account of all liquors received  
32 and dispensed and shall make a full and complete report of all such  
33 transactions each year to the governor of the state.